

BOARD OF SUPERVISORS
COUNTY OF YORK
YORKTOWN, VIRGINIA

Resolution

At a regular meeting of the York County Board of Supervisors held in the Board Room, York Hall, Yorktown, Virginia, on the ____ day of ____, 2002:

Present

Vote

Donald E. Wiggins, Chairman
Walter C. Zaremba, Vice Chairman
Sheila S. Noll
James S. Burgett
Thomas G. Shepperd, Jr.

On motion of _____, which carried ____, the following resolution was adopted:

A RESOLUTION TO APPROVE A CHANGE IN USE IN THE YORK-TOWN VILLAGE ACTIVITY DISTRICT TO AUTHORIZE THE USE OF A SINGLE-FAMILY DETACHED HOME FOR CHURCH-RELATED USE IN CONNECTION WITH GRACE EPISCOPAL CHURCH

WHEREAS, Grace Episcopal Church has submitted Application No. YVA-9-02, which requests a change in use in the Yorktown Village Activity District, pursuant to Section 24.1-327(b)(4) of the Zoning Ordinance, to authorize the use of a single-family detached home located at 109 Church Street, further identified as Assessor's Parcel Nos. 18A-1-40 and 18A-1-133E, for church-related use; and

WHEREAS, said application has been forwarded to the York County Planning Commission in accordance with applicable procedure; and

WHEREAS, the Planning Commission recommends denial of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application; and

WHEREAS, the Board has given careful consideration to the public comments and Planning Commission recommendation with respect to this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the __ day of _____, 2002, that Application No. YVA-9-02 be, and it is hereby, approved subject to the following conditions:

1. This approval shall authorize the use of the property located at 109 Church Street and further identified as Assessor's Parcel Nos. 18A-1-40 and 18A-1-133E, including the structures located thereon, for church-related uses accessory to Grace Episcopal Church, located at 111 Church Street.
2. Permitted uses of the property shall include classrooms, meeting space, indoor and outdoor social activities, and other accessory uses customarily associated with places of worship. No expansion of or addition to the Parish Hall shall be permitted on the subject property without approval of the Board of Supervisors in accordance with the procedures set forth in Section 24.1-327(b) of the York County Zoning Ordinance.
3. Nothing in this YVA approval shall be construed as prohibiting continued residential use of the property, including but not limited to its use as living quarters for the Rector of the church.
4. The fifteen-foot (15') ingress/egress easement, further identified as Assessor's Parcel No. 18A-1-34A, which provides access to the property from Church Street shall be used only for ingress and egress, handicapped access, short-term loading and unloading (fifteen-minute maximum), and emergency vehicle access. Nothing in this YVA approval shall be construed as authorizing any use of the easement contrary to the terms and conditions set forth in that order of the York County Circuit Court entered on February 18, 1988, in Chancery No. 6951, to the extent that the order remains in effect. The church shall establish and enforce appropriate use guidelines for the subject property to ensure that the driveway is used in a manner consistent with these conditions.
5. Use of the above-referenced easement by buses or trolleys shall be prohibited.
6. No outdoor activities associated with non-residential use of the property shall occur before 8:00 a.m. or after 10:00 p.m.
7. Outdoor lighting shall be directed away from residential property lines and rights-of-way and shall not cast unreasonable or objectionable glare on adjacent residential properties and streets.
8. In accordance with Section 24.1-115(b)(7) of the York County Zoning Ordinance, a certified copy of the resolution authorizing this special use permit shall be recorded at the expense of the applicant in the name of the property owner as grantor in the office of the Clerk of the Circuit Court.